

REVENUE DEPARTMENT[701]

Adopted and Filed

Pursuant to the authority of Iowa Code sections 421.14 and 422.68, the Department of Revenue hereby adopts amendments to Chapter 38, "Administration," Chapter 41, "Determination of Taxable Income," Chapter 42, "Adjustments to Computed Tax," and Chapter 52, "Filing Returns, Payment of Tax and Penalty and Interest," Iowa Administrative Code.

Notice of Intended Action was published in IAB Vol. XXXI, No. 7, p. 793, on September 24, 2008, as **ARC 7198B**.

Item 1 adopts new rule 701—38.19(422) to provide for the indication of health care coverage for dependent children on individual income tax returns starting with the tax year beginning January 1, 2008.

Item 2 adopts new subrule 41.5(15) to provide that an itemized deduction for charitable contributions is not allowed for individual income tax for tax years beginning on or after January 1, 2008, for the amount of the contribution which is eligible for the charitable conservation contribution tax credit.

Item 3 amends rule 701—42.23(422) to update the listing regarding the sequence of tax credits to be deducted for individual income tax.

Item 4 adopts new rule 701—42.38(422) to provide for the charitable conservation contribution tax credit for individual income tax for tax years beginning on or after January 1, 2008.

Item 5 amends rule 701—52.12(422) to update the listing regarding the sequence of tax credits to be deducted for corporation income tax.

Item 6 adopts new rule 701—52.37(422) to provide for the charitable conservation contribution tax credit for corporation income tax for tax years beginning on or after January 1, 2008. This is similar to the change in Item 4.

These amendments are identical to those published under Notice of Intended Action.

These amendments will become effective December 24, 2008, after filing with the Administrative Rules Coordinator and publication in the Iowa Administrative Bulletin.

These amendments are intended to implement 2008 Iowa Acts, House File 2539, section 4, and House File 2700, section 62, and Iowa Code Supplement section 422.33 as amended by 2008 Iowa Acts, House File 2700, section 63.

EDITOR'S NOTE: Pursuant to recommendation of the Administrative Rules Review Committee published in the Iowa Administrative Bulletin, September 10, 1986, the text of these amendments [38.19, 41.5(15), 42.23, 42.38, 52.12, 52.37] is being omitted. These amendments are identical to those published under Notice as **ARC 7198B**, IAB 9/24/08.

[Filed 10/31/08, effective 12/24/08]

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[For replacement pages for IAC, see IAC Supplement 11/19/08.]